IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 21ST FEBRUARY 2007 / 2ND PHALGUNA 1928

RPFC.No. 269 of 2006()

AGAINST THE ORDER DATED 23/09/2006 IN ORDER IN MC.48/2006 of FAMILY COURT, KANJIRAPPALLY

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REVISION PETITIONER/COUNTER PETITIONER:

M.K.ASHARF, AGED 42, S/O.KANI RAWTHER,
KAPALAMPARAMBIL HOUSE, VANDAMPATHAL,
ERUMELY NORTH, MUNDAKKAYAM P.O.

BY ADV. SRI.K.A.HASSAN

RESPONDENTS/PETITIONER 1 & 2 & STATE:

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1. SUBAIDA, AGED 31, D/O.MOIDEEN BAVA,
SHEROF MANSIL,KARINILAM P.O.,
ERUMELY NORTH.

2. SHAFEEK, SHARAF MANZIL,
KARINILAM P.O.,ERUMELY NORTH

3. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM

BY PUBLIC PROSECUTOR SRI AMJAD ALI

THIS REV.PETITION(FAMILY COURT) HAVING BEEN FINALLY HEARD ON 21/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

R.P.(FC)No.269 of 2006

Dated this the 21st day of February, 2007

ORDER

Revision petitioner is the counter petitioner in M.C.48/06 under orders to pay interim maintenance at the rate of Rs.500/- to the second petitioner alleged to be the legitimate son of the first petitioner in the MC. It is the contention of the revision petitioner that the second petitioner in the MC is not his son. He had denied the paternity. It is his grievance that despite the same interim maintenance is ordered.

2. I find no reason to interfere in the order of the court below as interim maintenance is ordered for the sustenance of the minor till the disposal of the matter. The above order will not reflect on the merits of the case. Considering the plea of the counsel for the revision petitioner, court below is directed to dispose of the matter at the earliest, at any rate within four months from the date of receipt of a copy of the order of this court.

R.P.(FC) is disposed of accordingly.

K.R.UDAYABHANU,
JUDGE

csl

K.R.UDAYABHANU, J

Crl.R.P.No.899 of 2001

ORDER

15th February, 2007